

ORDINANCE 2014- 06
LOWER ALLOWAYS CREEK TOWNSHIP

AN ORDINANCE AMENDING CHAPTER 88 KNOWN AS “DOGS AND OTHER ANIMALS” OF THE LAND USE CODE OF THE TOWNSHIP OF LOWER ALLOWAYS CREEK

WHEREAS, the Township Committee of the Township of Lower Alloways Creek desires to amend Sections 88-4, 88-6 and 88-23 of Chapter 88 of the Code of the Township of Lower Alloways Creek known as “Dogs and Other Animals”.

NOW, THEREFORE, BE IT HEREBY ORDAINED by the Township Committee of the Township of Lower Alloways Creek that the following changes be made to the following sections of Chapter 88 known as “Dogs and Other Animals”:

Section 1.

§ 88-4. License required,

A. No persons shall own, keep or harbor any dog or cat [see Chapter 75 Cats] within the municipality except in, compliance with the provisions of this article and unless such person shall first obtain a license and official metal registration tag therefore issued by the Township Dog Registrar upon application by the owner, payment of the prescribed fee and proof of rabies vaccination as per state law. No person shall, keep, maintain, own or harbor more than five (5) dogs on any parcel, lot, premises or facility unless they have first complied with Section 88-23 of this ordinance.

Section 2.

§ 88-6. Fees; exemptions; late fees.

A. The person applying for a one year dog license and registration tag shall pay to the municipality a fee of **\$10.80 (ten dollars and eighty cents)**. In addition to this fee, and in accordance with Title 4:19-15.2 and 15.3, any person applying for the license and registration tag shall pay a state fee of **\$3 (three dollars)** for any dog of reproductive age which has not had its reproductive capacity permanently altered through sterilization and an additional state registration fee of **\$1 (one dollar)** and **\$0.20 (twenty cents)** for spay/neuter clinics. Said license and registration tags and renewal thereof shall expire on December 31 of each year.

B. A person may apply for a three-year license and registration tag covering a three-year period for a spayed/neutered dog or unsprayed/unneutered dog, with proof of rabies vaccination good for 34 months of the three-year licensing period. The fees for the three-year license shall be three times that of a one year license. Each three-year license shall expire on December 31 of the year stated on the license.

~~B.~~ C. No fee shall be charged for dogs used as guides for blind persons and commonly known as Seeing eye dogs; dogs used to assist deaf persons and commonly known as Hearing Ear animals; dogs used to assist handicapped persons commonly known as Service dogs’; and dogs used by the Police Department to assist in official law enforcement matters and commonly known as “K-9 dogs.”

~~C.~~ D. When a Municipal Court has declared a dog to be a potentially dangerous dog, it may require the owner to maintain liability insurance and insurance in an amount of not less than **\$100,000 (one hundred thousand dollars)** in accordance with the provisions of N.J.S.A. 4:19-24b. The liability insurance shall

contain a provision requiring the Lower Alloways Creek Township to be named as an additional insured and said insurance carrier notify the Township of Lower Alloways Creek of any cancellation, termination or expiration of the required liability insurance policy.

D. E. Beginning on July 1, 2008 and as follows thereafter, any owner who fails to pay the license fees herein required on or before the first day of May in each year shall, in addition to the licensing fee, pay a late charge in the amount of **\$10 (ten dollars)**. This amount of **\$10 (ten dollars)** is to be paid upon payment of the licensing fee for each dog required to be licensed by this article. The late fee shall not apply to the owner of a dog being licensed for the first time because of age (not yet of an age to be vaccinated against Rabies) or to the owner of a dog who became a resident of the Township on or after May 1st.

Section 3.

§ 88-23. License for kennel, pet shop, shelter, or pound.

A. Any person who keeps or operates or proposes to establish a kennel, pet shop, shelter or pound may only do so in a location permitted by the Lower Alloways Creek Township land use ordinance or pursuant to a variance lawfully granted by the Lower Alloways Creek Township Planning Board. No person may operate any such facility or establishment without first having obtained a license issued by the appropriate official in Lower Alloways Creek Township. Any such license shall not be transferable from owner to owner or place to place. Any person holding such a license shall not be required to secure individual licenses for dogs housed by such licensee at the licensed location. This exception does not apply to dogs owned by the licensee that are not held for resale. It shall be presumed that dogs are not held for resale if they are maintained by the licensee for more than one year. It shall be unlawful to keep more than five (5) dogs on any parcel, lot, ~~one location~~, premises or facility without first obtaining a kennel, pet shop, shelter or pound license

Section 4. This ordinance shall take effect as provided by the law.

Public Hearing on this Ordinance shall be on June 17, 2014 at 7:30 p.m., at the Municipal Building, 501 Locust Island Road, Hancock's Bridge, New Jersey.

This Ordinance which was introduced for First Reading on July 15, 2014 shall be published by Title in the News of South Jersey and placed on the Township's Bulletin Board giving notice of said Public Hearing as required by Law.

Introduction: JUNE 17, 2014

COMMITTEE MEMBER	MOVE	SECOND	YES	NO	ABSTAIN	ABSENT
MR. BRESLIN III		S	Y			
MR. PALOMBO			Y			
MRS. POMPPER			Y			
MR. VENABLE	M		Y			
MAYOR BRADWAY			Y			

Final: JULY 15, 2014

COMMITTEE MEMBER	MOVE	SECOND	YES	NO	ABSTAIN	ABSENT
MR. BRESLIN III						
MR. PALOMBO						
MRS. POMPPER						
MR. VENABLE						
MAYOR BRADWAY						

Attest

Lower Alloways Creek

Ronald L Campbell Sr., Clerk

By _____
Mayor, Timothy W. Bradway